

ORIGINAL

FILED
U.S. COURT OF APPEALS
IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT
16 SEP 30 1999 P 18:17

E. Sanders
CLERK, U.S. COURT OF APPEALS
ELEVENTH CIRCUIT

No. 98-9477

FILED
U.S. COURT OF APPEALS
ELEVENTH CIRCUIT

AUG 30 1999

THOMAS K. KAHN
CLERK

HERBERT E. BRETT,
DAVID HANNAH, et al.,

Plaintiffs-Appellees,

versus

JEFFERSON COUNTY, GEORGIA,
CHARLES GARY HUTCHINS, individually
and in his official capacity as Sheriff,
Jefferson County,

Defendants-Appellees.

On Appeal from the United States District Court for the
Southern District of Georgia

BEFORE EDMONDSON and BIRCH, Circuit Judges, and OWENS*, Senior
District Judge.

B Y T H E C O U R T:

The parties' "Stipulation of Voluntary Dismissal,"
construed as a motion to dismiss this appeal without prejudice,
with each party bearing its own fees and costs on appeal

is granted.

A True Copy
Attest:
Clerk, U.S. Court of Appeals, Eleventh Circuit

Wilbur A. Owens
By: Deputy Clerk

*Honorable Wilbur A. Owens, Jr., Senior U.S. District Judge for the
Middle District of Georgia, sitting by designation.

(2)

United States Court of Appeals

Eleventh Circuit
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

Thomas K. Kahn
Clerk

In Reply Give Number
Of Case And Names of Parties

August 30, 1999

Henry R. Crumley
Clerk, U.S. District Court
500 East Ford Street
Augusta GA 30901

RE: 98-9477 -HH Brett v. Jefferson County, GA
DC DKT NO.: 93-00144 CV-1

The enclosed certified copy of this Court's Order of Dismissal is issued as the mandate of this court.

Also enclosed is the record on appeal, which consists of:
five (5) volumes and one (1) box of exhibits.

Please acknowledge receipt by returning the enclosed copy of this letter.

Sincerely,

THOMAS K. KAHN, Clerk

Reply To: Freda Dixon (404) 335-6142

Encl.

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Henry R. Crumley
Clerk, U.S. District Court
500 East Ford Street
Augusta GA 30901

August 30, 1999

RE: 98-9477 -HH Brett v. Jefferson County, GA
DC DKT NO.: 93-00144 CV-1

TO: Henry R. Crumley
CC: Michael A. O'Quinn esq.
CC: Marcia W. Borowski
CC: John Paul Batson
CC: Administrative File